5-13-04

Atty. Dkt. No. 9129-111

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Franz J. Baudenbacher, et al.

Title:

SUPERCONDUCTING QUANTUM INTERFERENCE APPARATUS AND METHOD FOR HIGH RESOLUTION IMAGING OF

SAMPLES

Appl. No.:

10/650,263

Filing Date: August 27, 2003

Examiner:

Not yet assigned

Art Unit:

Not yet assigned

Mail Stop Patent Application (IDS), Commissioner for Patents, P.O. Box 1450, Washington, D.C. 22313-1450. BERNARD L. KLEINKE 367540155 US

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INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Mail Stop Patent Application (IDS) Commissioner for Patents P.O. Box 1450 Washington, D.C. 22313-1450

Sir:

Transmitted herewith for filing are:

Form PTO/SB/08A. X

 \boxtimes Statement Pursuant to 37 C.F.R. § 1.56.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date: May 11, 2004

DUCKOR SPRADLING & METZGER

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Respectfully submitted

Bernard L. Kleinke

Attorney for Applicant

Registration No. 22,123



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BERNARD L. KLEINKE

Bluart Klent

EL 367540155 US EXPRESS MAIL LABEL NO.

(Date of Denosit)

UNDER 37 CFR § 1.56

Mail Stop Patent Application (IDS) Commissioner for Patents P.O. Box 1450 Washington, D.C. 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR § 1.56.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR § 1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR § 1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

Any document listed on the attached Form PTO/SB/08A was cited as being relevant during the prosecution of the corresponding foreign application. A copy of the International Search Report is attached setting forth the portion of each document considered relevant by the examiner.

Applicants respectfully request that any list documents be considered by the Examiner and be made of record in the present application and that an initial copy of the Form PTO/SB/08A be returned in accordance with MPEP § 609.

Date: May 11, 2004

DUCKOR SPRADLING & METZGER A Law Corporation 401 West A Street, Suite 2400 San Diego, CA 92101-7915

Telephone: 619.231.3666 Facsimile: 619.231.6629 Email: kleinke@dsm-law.com Respectfully submitted,

Bernard L. Kleinke
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Registration No. 22,123

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Substitute for form 1449/PTO

Sheet 1

(Use as many sheets as necessary)

Complete if Known				
Application Number ·	10/650,263			
Filing Date	August 27, 2003			
First Named Inventor	Baudenbacher et al			
Art Unit	not yet assigned			
Examiner Name	not yet assigned			
Attorney Docket Number	9129-111			

Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Dogge Columns Line 199
Initials*	No.1	Number-Kind Code ^{2 (if known)}	MM-DD-YYYY	Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	^{US-} 5,065,582	11/19/1991	Seifert	3
•	AB	^{US-} 5,113,136	05/12/1992	Hayashi et al	
	AC	^{US-} 5,122,744	06/16/1992	Koch	
	AD	^{US-} 5,243,281	09/07/1993	Ahonen et al	
	AE	^{US-} 5,293,119	03/08/1994	Podney	
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	AK	^{US-} 6,563,312 B2	05/13/2003	Saho et al	
		US-			
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	_	FOREI	GN PATENT DOCU	MENTS		\neg
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T ⁶
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Examiner	Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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